

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

VICTOR APODACA,

Plaintiff,

v.

No. 13-cv-0113 JB/SMV

STATE OF N.M. ADULT PROB. & PAROLE, et al.,


Defendants.

ORDER GRANTING MOTION FOR EXTENSION AND TO SHOW CAUSE

THIS MATTER is before the Court sua sponte and on Plaintiff's letter-motion for extension of time [Doc. 4]. By Order entered on February 7, 2013, the Court required Plaintiff to pay the filing fee or move for leave to proceed in forma pauperis. [Doc. 2]. On March 7, 2013, Plaintiff stated that he had just received the order and requested an extension of time to comply. [Doc. 4] at 1. To date, he has not cured the deficiency. Plaintiff's failure to comply with the Court's order and statutory requirements, or to show cause for excusing the failure, constitutes grounds for dismissing his complaint. *See Baker v. Suthers*, 9 F. App'x 947, 950 (10th Cir. June 5, 2001) (unpublished). Failure to cure the specified deficiency may result in dismissal of this action without further notice.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Plaintiff's letter-motion for extension of time [Doc. 4] is **GRANTED** and, within 14 days of entry of this Order, Plaintiff shall cure the deficiency noted above or show cause why the Complaint should not be dismissed.

IT IS SO ORDERED.



STEPHAN M. VIDMAR
United States Magistrate Judge